

**UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WISCONSIN**

DR. MICHAEL J. DUBIN,

Plaintiff,

v.

Case No. 10-CV-35

BOARD OF MADISON AREA TECHNICAL
COLLEGE DISTRICT AND MADISON AREA
TECHNICAL COLLEGE – MADISON,

Defendants.

DEFENDANTS' SPECIAL VERDICT FORM – LIABILITY AND DAMAGES

DISCRIMINATION CLAIM – LIABILITY

1. QUESTION: Do you find, by a preponderance of the evidence, that the College intentionally discriminated against Dubin based on his religion, Jewish, in its decision to not renew him as a full-time instructor at the College?

ANSWER: _____
(Yes or No)

If your answer to Question No. 1 is “Yes,” go onto the next question. If the answer to Question No. 1 is “No,” do not answer any of the following questions.

2. QUESTION: Do you find, by a preponderance of the evidence, that the College would have renewed Dubin’s contract if he was not Jewish?

ANSWER: _____
(Yes or No)

Dated at Milwaukee, Wisconsin, this _____ day of May, 2011.

Foreperson

RETALIATION CLAIM – LIABILITY

1. QUESTION: Do you find, by a preponderance of the evidence, that the College intentionally retaliated against Dubin because of any protected complaint of discrimination he made against the College?

ANSWER: _____
(Yes or No)

If your answer to Question No. 1 is “Yes,” go onto the next question. If the answer to Question No. 1 is “No,” do not answer any of the following questions.

2. QUESTION: Do you find, by a preponderance of the evidence, that the College would have renewed Dubin’s contract if he had not complained about alleged discrimination?

ANSWER: _____
(Yes or No)

Dated at Milwaukee, Wisconsin, this _____ day of May, 2011.

Foreperson

DISCRIMINATION CLAIM – DAMAGES

1. QUESTION: Do you find, by a preponderance of the evidence, that the College's discriminatory conduct caused Dubin compensatory damages?

ANSWER: _____
(Yes or No)

If your answer to Question No. 1 is "Yes" then go onto the next question. If the answer to Question No. 1 is "No," do not answer the following questions.

2. QUESTION: What amount of money, if any, will fairly and reasonably compensate Dubin for the damages caused by the College's discrimination?

ANSWER: \$ _____

Dated at Milwaukee, Wisconsin, this _____ day of May, 2011.

Foreperson

RETALIATION CLAIM – DAMAGES

1. QUESTION: Do you find, by a preponderance of the evidence, that the College's retaliatory conduct caused Dubin compensatory damages?

ANSWER: _____
(Yes or No)

If your answer to Question No. 1 is "Yes" then go onto the next question. If the answer to Question No. 1 is "No," do not answer the following question.

2. QUESTION: What amount of money, if any, will fairly and reasonably compensate Dubin for the College's retaliation against him?

ANSWER: \$ _____

Dated at Milwaukee, Wisconsin, this _____ day of May, 2011.

Foreperson

Dated this 19th day of April, 2011.

s/ Thomas G. O'Day

Michael D. Huitink, State Bar No. 1034742
Thomas G. O'Day, State Bar No. 1058213
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